

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	David S. GARVEY et al.	Confirmation No.:	7604
Application No.:	10/568,819	Art Unit:	1626
Filed:	November 3, 2006	Examiner:	S. L. Chung
Title:	NITROSATED AND NITROSYLATED CARDIOVASCULAR COMPOUNDS, COMPOSITIONS AND METHODS OF USE		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Dear Madam:

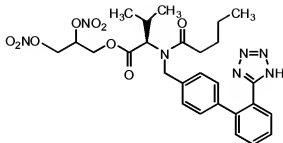
In response to the restriction requirement set forth in the Office Action mailed March 17, 2009, Applicants hereby provisionally elect claims 1-6 and 13-17 for continued examination.

I. Provisional Response to Restriction Requirement

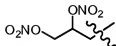
Applicants respectfully elect Examiner's Group I, with traverse, drawn to compounds of Formula (I).

In response to the election of species, Applicants provisionally elect 2,2-bis(nitrooxy)propyl 2-(N-((2'-(1H-tetrazol-5-yl)biphenyl-4-yl)methyl)pentanamido)-3-methylbutanoate, with traverse.

The compound has the following structure:



The compound is disclosed in the specification as the compound of Formula (I) wherein X_3 is variable (1); Y_3 is variable (2); Z_3 is $-CH$; R_{10} is a hydrogen atom; D_4 is a hydrogen; U_3 is an oxygen; and D_1 is:



The elected species is also disclosed as the compound of Formula (XIX), wherein T' is an oxygen, R_m - R_n taken together are a hydrogen atom and R_n is variable (17).

Applicants believe no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 08-0219, under Order No. 0102258.00174US3 from which the undersigned is authorized to draw.

Respectfully submitted,

Dated: April 15, 2009

/Belinda M. Lew/
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